

**PUBLIC HEARING  
TREMONT BOARD OF SELECTMEN  
TREMONT COMMUNITY BUILDING  
MONDAY, APRIL 3, 2006  
5:00 PM**

THE TREMONT SELECT BOARD HAS SCHEDULED A PUBLIC HEARING FOR THE CONSIDERATION OF AN APPLICATION FOR AN ON-PREMISE LIQUOR LICENSE FOR FAIR OAKS EAST INC., PHILIP & LESLEY DIVIRGILIO, ANN'S POINT ROAD TREMONT. The Public Hearing was opened by Chairman Scott Grierson at 5:00 pm. Present were Chairman Scott Grierson, Selectmen Charlie Dillon and Kathi Thurston, Town Manager Millard Billings, Recording Secretary Debbi Nickerson.

Members of the public present were Linda Graham, David Schlaefer, Lesley Divirgilio, Phil Divirgilio, Mark Good – Islander, Marybeth Judy, and Laurie Schrieber – Bar Harbor Times. There was no comment.

**Motion** made by Selectman Charlie Dillon, with second by Selectman Kathi Thurston, to close the Public Hearing for the Divirgilio Liquor License. Motion passed by a show of hands 3-0. The Public Hearing was closed at 5:01 pm.

**TOWN OF TREMONT  
REGULAR SELECTMEN'S MEETING  
TREMONT COMMUNITY BUILDING  
MONDAY, APRIL 3, 2006  
IMMEDIATELY FOLLOWING THE PUBLIC HEARING**

1. CALL TO ORDER

The Regular Selectmen's Meeting was called to order by Chairman Scott Grierson at 5:02 pm.

2. ROLL CALL

Present were Chairman Scott Grierson, Selectmen Charlie Dillon and Kathi Thurston, Town Manager Millard Billings, Recording Secretary Debbi Nickerson.

Members of the public present were Linda Graham, David Schlaefer, Lesley Divirgilio, Phil Divirgilio, Mark Good – Islander, Marybeth Judy, and Laurie Schrieber – Bar Harbor Times.

3. ADJUSTMENTS/ADOPTION OF AGENDA

Motion made by Selectman Charlie Dillon, with second by Chairman Scott Grierson, to move 6. C. Liquor License Fair Oaks East to 6. A. Motion passed by a show of hands 3-0.

4. APPROVAL OF MINUTES

A. Minutes of March 27, 2006

**Motion** made by Selectman Charlie Dillon, with second by Selectman Kathi Thurston, to accept the minutes of March 27<sup>th</sup> as written. Selectman Kathi Thurston questioned pg. 2 section C. her abstention was not a legal abstention and was counted as an affirmative vote.

Town Manager Millard Billings explained what a legal abstention is and a lack of information

is not necessarily a legal abstention. A legal abstention is when you can not vote do to bias or conflict of interest. If you can legally vote and chose not to your vote is counted in the affirmative. Motion passed by a show of hands 3-0.

5. APPROVAL OF WARRANTS

Warrant 111	\$ 4,785.43
Warrant 112	4,888.45
Warrant 113	12,981.36
Warrant 114	4,785.43
Warrant 115	15,511.18
Warrant 116	314.00

**Motion** made by Selectman Charlie Dillon, with second by Selectman Kathi Thurston, to accept Warrants 111 – 116. Motion passed by a show of hands 3-0.

6. NEW BUSINESS

A. AGENDA ITEM 6. C. LIQUOR LICENSE FAIR OAKS EAST

Application for new Liquor License Fair Oaks East, Inc. Mr. Divirgilio explained that this year they are requesting a wine and beer license but everything else was the same (see attached).

**Motion** made by Selectman Charlie Dillon, with second by Selectman Kathi Thurston, to accept the Liquor License Application for Fair Oaks East, Inc. Motion passed by a show of hands 3-0.

B. AGENDA ITEM 6. A. UPDATE NEW TOWN OFFICE

Town Manager Millard Billings explained the town office progress since last week. The ledge has been blasted and the foundation is up to the level of the first floor. Storm drain is in up to the first man hole; and the first man hole is in. There has been work done on the rough grade of the lower parking lot. John Gilbert was there today and will be there tomorrow or Thursday to drill the well. The ditch from the well to the foundation is in. Selectman Charlie Dillon explained there was no water line run to the Town Garage and that needs to be addressed.

C. AGENDA ITEM 6. B. WINTER ROAD MAINTENANCE CONTRACT

The bids were closed at 4:00 pm on Monday, April 3, 2006. One bid was received from Doug Gott & Sons - \$387,000.00 for 3 years (see attached).

Selectman Heath Higgins arrived at 5:21 pm.

David Schaefer spoke up from the audience to say a previous Select Board felt that if the price was more then \$100,000.00 the Town would do their own Snowplowing. Chairman Scott Grierson agreed the Town should consider doing their own plowing. Town Manager Billings outlined the Town's expected equipment purchases and rentals this year and that there are 2 Public Works Employees and 1 Harbormaster that are willing to plow snow. There is also room up at the New Town Office/Town Garage site to store salt/sand. Selectman Charlie Dillon asked David Schaefer if he would rent his truck to the Town if one of ours broke down. David Schaefer said he would and felt several others would also.

**Motion** made by Selectman Heath Higgins, with second by Selectman Kathi Thurston, to table the decision until next Monday. Motion passed by a show of hands 3-0-1. Selectman Charlie Dillon abstained – he plows snow for Doug Gott and Sons.

D. LIQUOR LICENSE SEAFOOD KETCH RESTAURANT

Liquor License for Seafood Ketch Restaurant. There have not been any complaints filed against Seafood Ketch Restaurant.

**Motion** made by Selectman Heath Higgins, with second by Selectman Charlie Dillon, to approve the Liquor License Application for Seafood Ketch Restaurant in Bass Harbor. Applicant Winter Dreams Inc., license to expire 4/26/06. Motion passed by a show of hands 4-0.

E. APPOINTMENTS

Constance Howe has volunteered to serve on the Bass Harbor Memorial Library Board of Trustees. The Library by-laws, approved by the Select Board, require only twelve trustees (see attached). The Selectmen declined appointing anyone to the Library Board. Chairman Scott Grierson asked to have Town Manager Millard Billings update and clarify the Library's By-laws to be sure the Selectmen have final approval of any amendments to the by-laws.

7. OLD BUSINESS

A. ANNUAL BUDGET

Town Manager Millard Billing asked the Selectmen to reconsider Office Operations to allow for New Town Office Expenses which were over looked.

**Motion** made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to approve \$14,000.00 for Town Office Budget. Motion passed by a show of hands 4-0.

**Motion** made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to increase the Risk Pool to \$15,000.00. Motion passed by a show of hands 4-0.

**Motion** made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to request \$129,000 for 31-01 Winter Road Contract price. Motion passed by a show of hands 4-0.

**Motion** made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, under Winter Roads (Accounts 31-02, 03 & 99) for another \$5,000.00. Motion passed by a show of hands 4-0.

The Selectmen made some suggestions and corrections to the Town Warrant Draft.

The action taken regarding Harbor Revenue was a **motion** made by Selectman Heath Higgins, with second by Selectman Charlie Dillon, Article 43 as written Selectmen recommend passage. Motion passed by a show of hands 4-0.

The action taken regarding Wharf Revenue was a **motion** made by Selectman Heath Higgins, with second by Selectman Charlie Dillon, Article 44 as corrected [the Selectmen] recommend passage. Motion passed by a show of hands 4-0.

The action taken regarding the Tax Levy Limit was a **motion** made by Selectman Heath Higgins, with second by Selectman Charlie Dillon, Article 45 as written the Selectmen recommend passage. Motion passed by a show of hands 4-0.

8. TOWN MANAGER'S REPORT

- A. Tom Benson has estimated that there is ten total acres of upland and inter-tidal area at the Sawyers Island site. The survey is available for review at the Town Office. Town Manager Billings has set it off to DEP.
- B. Town Manager Millard Billings would like to schedule delivery of the rented Nortrac Backhoe – Loader for May 1<sup>st</sup>.
- C. Would the Select Board or anyone be interested in sponsoring a meet the candidates night for the third or fourth week in April? None of the Selectmen wanted to sponsor this.
- D. Town Manager Billings gave the Selectmen a letter from CES to Acadia Disposal District (see attached). Selectman Heath Higgins pointed out they did not have the purchase price of the land in the proposal, nor do they have a business plan. He also asked if since Chairman Grierson left and Selectman Charlie Dillon was acting as Chairman shouldn't he have the pay of the Chairman?

9. SUGGESTIONS/COMMENTS FOR NEXT MEETING

10. OTHER

Chairman Scott Grierson gave the Selectmen what he wrote for the Town report and asked if they had any comments. There were none.

Chairman Grierson would also like the Selectmen to consider changing the time back to 6:00 pm.

11. SET DATE FOR NEXT MEETING

April 10, 2006 – Pre-Bid Conference

April 17, 2006 – Regular Meeting

12. ADJOURN

**Motion** made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to adjourn.

Respectfully Submitted,

Debbi Nickerson  
Recording Secretary

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Scott Grierson

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Charlie Dillon

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Heath Higgins

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Katharine Thurston